IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

Bail Appl..No. 1936 of 2007()

CRIME NO.62/2007 OF SULTHAN BATHERY POLICE STATION

PETITIONER/ACCUSED

SHANMUKHA KUMAR, S/O.KUTTY,
AGED 30, DOOR NO.13/186, MULAKKADU,
OVERY, GUDALUR, TAMILNADU.

BY ADV. SRI.N.J.ANTONY

RESPONDENTS: COMPLAINANT/STATE

---

1. SUB INSPECTOR OF POLICE, S.BATHERY.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1936/2007

Dated this 30th day of March, 2007

O R D E R

The petitioner, who is the accused in Crime No.62/2007 of Sulthan Bathery Police Station for an offence punishable under Section 55(a) of the Abkari Act for allegedly having been found in possession of 66.750 litres of IMFL in 89 bottles on 8.2.2007 and who was arrested on the same day, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences and the other circumstances of the case, I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail on his executing a bond for Rs. 35,000/- (Rupees Thirty Five thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M-I, Sulthan Bathery and subject to the following conditions:

(a). Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioner shall make himself available for interrogation as and when required by the police.

(c). The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

(d). The petitioner shall not commit any offence while on bail.

4. If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs